

PATENT

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Application Number: 10/789,331
Filing Date: 2/27/2004
Applicant(s): Brian Levine
Entitled: APPLYING ORDERED MODIFICATIONS TO
RECURRING EVENT INSTANCES
Examiner: Tiphany B. Dickerson
Group Art Unit: 3623
Attorney Docket No.: LOT920040014US1 (7321-045U)

NOTICE OF APPEAL

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Appellants hereby appeal to the Board of Patent Appeals and Interferences from the Office Action dated May 25, 2010

There is **NO FEE REQUIRED** for this Notice of Appeal. Since Appellants have already paid the fee for the Notice of Appeal filed December 7, 2009 pursuant to M.P.E.P. § 1207.04, "[t]he previous paid notice of appeal fee and appeal brief fee can be applied to the new appeal."

___ Payment by credit card. Form PTO-2038 is attached.

X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 12-2158.

___ A Petition for Extension of Time under C.F.R. § 1.136(a) (PTO/SB/22) is enclosed.

Date: September 27, 2010

Respectfully submitted,

/Steven M. Greenberg/

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